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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JOEL SANCHEZ,

15 Defendants.

)
)
) No. CR-07-00409 SBA
)
) STIPULATION AND ORDER
) TO CONTINUE STATUS HEARING
)

)
)
) Date: May 19, 2009
) Time: 9:00 a.m.
)

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17
18 THE PARTIES HEREBY STIPULATE AND RESPECTFULLY REQUEST that the
19 status hearing be continued from May 19, 2006 to June 16, 2009 at 9:00 a.m.

20 It is also stipulated that the period from May 16, 2009 to June 16, 2009, shall be excluded
21 from the calculation of time in which the trial of the above captioned matter must commence
22 pursuant to the Speedy Trial Act, 18 U.S.C. section 3161(c). The parties stipulate that the time is
23 excludable from the time limitations of the Speedy Trial Act because the government has
24 recently learned new information relating to this matter. The new information requires
25 investigation and the government believes that the investigation will be completed during the
26 second week of June. The interests of justice are served by granting a continuance. See 18

1 U.S.C. § 3161(h)(7)(A) and (B)(iv). Hence, this continuance will permit continuity of counsel,
2 and allow the reasonable time necessary for effective preparation, taking into account the
3 exercise of due diligence. 18 U.S.C. sections 3161(h)(7)(A) and (B)(iv).

4 Respectfully submitted,

5 Dated: May 18, 2009

6 /s/
7 KIMBERLY M. BRIGGS
8 Assistant United States Attorney

9 /s/
10 EDWARD DUREE
11 Attorney for Joel Sanchez

12 Based on the reason provided in the stipulation of the parties above, the Court hereby
13 FINDS that the request for a continuance is reasonable, and will allow the continuance. Further,
14 the Court concurs that the time period between May 19, 2009 and June 16, 2009 be excluded
15 under the Speedy Trial Act.

16 The Court further FINDS that the time is excludable on the basis of continuity of
17 government counsel and in the interests of justice pursuant to 18 U.S.C. Sections 3161(h)(7)(A)
18 and (7)(B)(iv).

19 Based on these findings, IT IS HEREBY ORDERED THAT the status hearing in this
20 matter shall be continued from Tuesday, May 19, 2009 at 9:00 a.m. to Tuesday, June 16, 2009 at
21 9:00 a.m.

22 **IT IS SO ORDERED.**

23 DATED: 5/19/09

24 *Saundra B. Armstrong*
25 SAUNDRA BROWN ARMSTRONG
26 United States District Judge